

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.M.JAMES

TUESDAY, THE 30TH JANUARY 2007 / 10TH MAGHA 1928

WP(C).No. 3190 of 2007(D)

PETITIONER:

VIJAYAPPAN, S/O.MADHAVAN ACHARI,
VADAKKEMANDOPALLIL, KULASEKHARAMANGALAM P.O.,
VAIKOM.

BY ADV. SRI.M.C.ANTONY

RESPONDENTS:

1. VAIKOM URBAN CO-OPERATIVE BANK LTD. NO.1193,
VAIKOM - 686 141, REP. BY ITS MANAGER.
2. SPECIAL SALE OFFICER/CO-OPERATIVE INSPECTOR,
VAIKOM URBAN CO-OPERATIVE BANK LTD. NO.1193
VAIKOM - 686 141.

BY GOVT. PLEADER SRI.P.N.SANTHOSH.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 30/01/2007, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:

J.M. JAMES, J.

W.P.(C) No. 3190 of 2007

Dated this the 30th January, 2007.

J U D G M E N T

The writ petitioner is the defaulter. He failed to pay the amount despite the demand. Therefore, the sale of the property has been proclaimed. The writ petitioner is before this Court for quashing the publication of sale of property, which is scheduled on 31.1.2007.

2. I heard the arguments advanced by the learned counsel appearing for the writ petitioner. I have also took the assistance from the learned Senior Government Pleader.

3. Considering the facts of the case, I direct the writ petitioner to remit an amount of Rs.10,000/= within one month from today. The sale proclamation of the property initiated against the writ petitioner, dated 11.12.2006, shall be kept in abeyance for a period of two months.

4. Respondents 1 and 2 shall hear the writ petitioner and fix up the amount due to the bank, and extend to the writ petitioner all the benefits that may be available under the scheme that

is prevalent, in respect of the Urban Co-operative Banks, as per the directions issued by the Reserve Bank of India. The instalment facilities or such other reliefs shall also be granted.

5. If the amount, as directed above, is not remitted, this order will not stand in the way of the respondents in proceeding with the sale proclamation, dated 11.12.2006, from the stage at which the matter is directed to be kept in abeyance.

The writ petition is disposed of as above.

**J.M. JAMES,
JUDGE**

nj.